IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 9TH AUGUST 2006 / 18TH SRAVANA 1928

Bail Appl..No. 4845 of 2006

CRMP.3634/2006 of DISTRICT COURT, KOLLAM
CRIME NO.841/2006 OF KOTTARAKKARA POLICE STATION

.....

PETITIONER/IST ACCUSED

PODIKUNJU, AGED 41 YEARS,
S/O.KUNHAPPI, OMAPARAMBIL HOUSE,
UMMANNOOR PANCHAYATH NO.XI 485(A),
PACHAYIL, AMBALAKKARA MURI, VALAKAM VILLAGE,
KOTTARAKKARA.

BY ADV. SRI.P.K.BABU

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTING CIRCLE
INSPECTOR OF POLICE, KOTTARAKKARA POLICE
STATION, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4845/2006

DATED THIS THE 9TH DAY OF AUGUST, 2006

O R D E R

The petitioner is in judicial custody from 16.7.2006 in connection with crime No.841/2006 of Kottarakkara Police Station, for the offence punishable under Sections 324, 333 and 307 IPC read with Section 34 IPC.

2. It is alleged that the complainant, the Sub Inspector of Police, Kottarakkara Police Station, had enquired an incident that occurred within his limit. It is submitted that the petitioner resented such an enquiry and therefore, at about 9.15 p.m., while the defacto complainant was enquiring about the incident, the petitioner assaulted him with the torch, which he possessed, resulting into the fracture of the nasal bone of the injured. The petitioner was arrested on 16.7.2006 and he remains in judicial custody, thereafter. Hence the petitioner is before this Court, under Section 439 Cr.P.C.

3. After hearing both sides and considering the facts that are placed before me, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Kottarakkara.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Saturday, between 10.00 a.m and 11.00 a.m., for a period of one month, starting from 12.8.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs